

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

ROBERT ALLEN AND PATRICIA	§	
ALLEN	§	CIV. CASE 4:18-CV-00862
	§	
VS.	§	
	§	
ALLSTATE INSURANCE	§	
COMPANY	§	

**PLAINTIFFS ROBERT AND PATRICIA ALLEN’S
RULE 26(a)(1) DISCLOSURES**

1. PARTIES / COUNSEL

A. ROBERT ALLEN and PATRICIA ALLEN are “Plaintiffs.” Plaintiffs are represented by WILLIAM C. BOYD (TBA 02779000; Fed Bar #12281) and S. SCOTT BOYD (TBA 24026909) of Patterson, Boyd & Lowery, P.C., 2101 Louisiana St., Houston, Texas 77002; (phone: 713-222-0351; Fax: 713-759-0642; email: wboyd@pattersonboyd.com).

B. ALLSTATE INSURANCE COMPANY is “Defendant.” Defendant is represented by Douglas D. D’Arche (TBA# 00793582) and Bradley K. Jones (TBA# 24060041) of Baker & Hostetler LLP, 811 Main St., Suite 1100, Houston, TX 77002 (Ph. 713-751-1600; Fax: 713-751-1717; Email: ddarche@bakerlaw.com) and by Deani Beard Milano (La Bar # 24358; Fed Bar # 365623) of Nielsen & Tres LLC,

3838 N. Causeway Blvd., Suite 2850, Metairie, Louisiana 70002 (Ph. 504-837-2500;
Fax 504-832-9165; email: dmilao@net-law.com).

2. WITNESSES

A. ROBERT ALLEN, PLAINTIFF C/O PATTERSON
BOYD & LOWERY PC. Mr. Allen is one of the owners
of the property made the basis of this law suit. Will testify
as to repairs and damages to the home.

B. PATRICIA ALLEN , PLAINTIFF C/O PATTERSON
BOYD & LOWERY PC Ms. Allen is one of the owners
of the property made the basis of this law suit Will testify
as to repairs and damages to the home.

C. NICHOLAS DESHAIES ALLSTAE ADJUSTER C/O
DEFENDANT. Mr. Deshaies was one of the adjusters
Assigned by Allstate to inspect the damages to Mr. and
Ms. Allen's home

D. GLENN KIMBERLIN ALLSTATE ADJUSTER C/O
DEFENDANT. Mr. Kimberlin was one of the adjusters
Assigned by Allstate to inspect the damages to Mr. and
Ms. Allen's home

E. ROBERT LYNN ELLISON ALLSTATE LLOYD
AGENCY

281 859-1198

Will have discoverable information regarding Mr. and Ms.
Allen's policy and claim.

F. JOHN CRIDER ALLSTATE CLAIMS MGR
P.O. BOX 672041
DALLAS TX 75267
PHONE 888 202-3716
Mr. Crider was one of the claims managers who discussed
The damages with Mr. and Ms. Allen. Will have
discoverable information regarding Mr. and Ms.

Allen's claim.

- G. RICHARD FOLKMAN CLAIMS MGR
P.O. BOX 672041
DALLAS TX 75267
PHONE 888 202-3716
Mr. Folkman was another of the claims managers who discussed the damages with Mr. and Ms. Allen. Will have discoverable information regarding Mr. and Ms. Allen's claim.
- H. CUSTODIAN OF RECORDS FOR AMISH CABINETS OF HOUSTON
301 WELLS FARGO DRIVE SUITE C7
HOUSTON, TEXAS 77090
PHONE 281-587-2663
The Custodian will likely be Daniel Kelly. He will Authenticate business records regarding repairs. Will have discoverable information regarding Mr. and Ms. Allen's claim.
- I. DANIEL KELLY OF AMISH CABINETS OF HOUSTON
301 WELLS FARGO DRIVE SUITE C7
HOUSTON, TEXAS 77090
PHONE 281-587-2663
Mr. Kelly did repairs to Mr. and Ms. Allen's home; will have discoverable information regarding Mr. and Ms. Allen's claim.
- J. DAN STOUFFER C/O JANSEN INTERNATIONAL
922 West Greens Road
Houston, Texas 77067
Mr. Stouffer did repairs to Mr. and Ms. Allen's home
Will have discoverable information regarding Mr. and Ms. Allen's claim.

- K. CUSTODIAN OF RECORDS FOR JANSEN INTERNATIONAL
4851 LBJ FRWY SUITE 150
DALLAS TEXAS 75244
Will likely be Dan Stouffer who will authenticate Business records; will have discoverable information regarding Mr. and Ms. Allen's claim.
- L. CUSTODIAN OF RECORDS FOR BLACKMON MOORING OF HOUSTON
10511 KIPP WAY Suite 400
HOUSTON TEXAS 77099
832 435-8514
Will likely be Koy Krause who will authenticate Business records; Will have discoverable information regarding Mr. and Ms. Allen's claim.
- M. KOY KRAUSE C/O BLACKMON MOORING OF HOUSTON
10511 KIPP WAY Suite 400
HOUSTON TEXAS 77099
832-435-8514
Blackmon Mooring provided labor and materials and Services regarding repairs to Mr. and Ms. Allen's home. Will have discoverable information regarding Mr. and Ms. Allen's claim.
- N. CUSTODIAN OF RECORDS FOR BMC WEST CORPORATION
16002 TOMBALL PKWY
HOUSTON, TEXAS 77086
281-440-9090
Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.
- O. CUSTODIAN OF RECORDS FOR R&A SERVICES
11510 Old Mission Rd
Houston, Texas 77095

Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.

P. CUSTODIAN OF RECORDS FOR BISON BUILDING MATERIALS

1445 W. SAM HOUSTON PKWY N
HOUSTON TEXAS 77043
PHONE 713 463-6700

Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.

Q. CUSTODIAN OF RECORDS FOR CHRISTIE BROTHERS

13306 TOSCA LANE
HOUSTON TEXAS 77079

Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.

R. CUSTODIAN OF RECORDS FOR CORNERSTONE ELECTRIC COMPANY

1047 E. HUFSMITH RD
TOMBALL TEXAS 77375

Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.

S. CUSTODIAN OF RECORDS FOR ALLEN LAND MANAGEMENT

9977 W. SAM HOUSTON PKWY N
SUITE 150
HOUSTON 77064

Will likely be Mr. Allen. He will authenticate business Records; Will have discoverable information regarding Mr. and Ms. Allen's claim.

- T. ROBERT BALLARD ALLSTATE ADJUSTER
Independent PC Adjuster
6709 W. 119th, Suite231
Overland Park, KS 66209
913-915-5865
Mr. Ballard was an independent adjuster hired by
Allstate to inspect damages to Mr. and Ms. Allen's
Home. Will have discoverable information regarding Mr.
and Ms. Allen's claim.
- U. CUSTODIAN OF RECORDS FOR HART LBR
P.O. BOX 65099
SAN ANTONIO, TEXAS 78255
281-447-0384
Will authenticate Business Records for Mr. and Ms.
Allen's claim. Will have discoverable information
regarding Mr. and Ms. Allen's claim.
- V CUSTODIAN OF RECORDS FOR KEVIN YOUNG
DESIGNERS
5615 N.W. CENTRAL DR.
SUITE CK-108
HOUSTON TEXAS 77092
Will authenticate Business Records for Mr. and Ms.
Allen's claim. Will have discoverable information
regarding Mr. and Ms. Allen's claim.
- W CUSTODIAN OF RECORDS FOR MARVIN LOPEZ
CONTRACTORS
5523 PRIMROSE ST
HOUSTON TEXAS77017
Will authenticate Business Records for Mr. and Ms.
Allen's claim. Will have discoverable information
regarding Mr. and Ms. Allen's claim.
- X MARVIN LOPEZ C/O MARVIN LOPEZ
CONTRACTORS
5523 PRIMROSE ST
HOUSTON TEXAS77017
Mr. Lopez performed repairs to Mr. and Ms. Allen's home

Will have discoverable information regarding Mr. and Ms. Allen's claim.

Y. CUSTODIAN OF RECORDS FOR MORNINGSTAR
RESTORATION INC
1110 NASA PKWY
SUITE 450
HOUSTON TEXAS 77058
832-340-7446
Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.

Z CUSTODIAN OF RECORDS FOR PERFECTION
6742 N. ELDRIDGE PKWY
HOUSTON TEXAS 77041
713-937-4575
Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.

AA CUSTODIAN OF RECORDS FOR PROGRESSIVE
CONNECTIONS INC
9013 HUFSMITH./KUYKENDAHL RD
SUITE C-2
TOMBALL TEXAS 77375
Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.

BB CUSTODIAN OF RECORDS FOR T&R
CONSTRUCTION
INC
P.O. BOX 710430
HOUSTON TEXAS 77271
713-270-9024
Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.

CC	<p>CUSTODIAN OF RECORDS FOR TEXAS CUSTOM GRANITE CO. 5606 OLD GREENHOUSE RD HOUSTON TEXAS 77084 281-861-8775 Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.</p>
DD	<p>CUSTODIAN OF RECORDS FOR WISENBAKER BUILDER SERVICE INC 1703 WESTFIELD LOOP HOUSTON TEXAS 77073 Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.</p>
EE	<p>CUSTODIAN OF RECORDS FOR UNITED SITE SERVICES PO BOX 660475 DALLAS, TEXAS 75266-0475 Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.</p>
FF.	<p>CUSTODIAN OF RECORDS FOR FEMA FLOOD INSURANCE Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.</p>
GG.	<p>CUSTODIAN OF RECORDS FOR FERGUSON ENTERPRISES, INC. 16590 Interstate 45 S., Suite 100 Conroe, Texas 77384-4170 281-350-3355 Will authenticate Business Records for Mr. and Ms. Allen's claim. Will have discoverable information regarding Mr. and Ms. Allen's claim.</p>
HH	<p>CUSTODIAN OF RECORDS FOR MIRROR GALLERY, INC</p>

9600 Grant Road
Houston, Texas 77070
281-893-6922

Will authenticate Business Records for Mr. and Ms.
Allen's claim. Will have discoverable information
regarding Mr. and Ms. Allen's claim.

II CUSTODIAN OF RECORDS FOR L&W
WEATHERSTRIPPING

3421 US-77,
Schulenburg, Texas 78956
979-743-4095

Will authenticate Business Records for Mr. and Ms.
Allen's claim. Will have discoverable information
regarding Mr. and Ms. Allen's claim

JJ. CUSTODIAN OF RECORDS FOR ACCENT
SHUTTER, INC

8910 FM 2920
Spring, Texas 77389
281-320-0009

Will authenticate Business Records for Mr. and Ms.
Allen's claim. Will have discoverable information
regarding Mr. and Ms. Allen's claim

KK CUSTODIAN OF RECORDS FOR TRADEMARK
WINDOWS

And DOORS – DAN BOLAND
14151 Cameswood
Tomball, Texas 77375
281-255-3716

Will authenticate Business Records for Mr. and Ms.
Allen's claim. Will have discoverable information
regarding Mr. and Ms. Allen's claim

LL CUSTODIAN OF RECORDS FOR K&N Builder Sales

1401 Shepherd
Houston, Texas 77007
713-868-3611

Will authenticate Business Records for Mr. and Ms.
Allen's claim. Will have discoverable information
regarding Mr. and Ms. Allen's claim

MM	CUSTODIAN OF RECORDS FOR Lescon Plumbng Inc 200 N. Houston Ave Humble Texas 77338
NN	CUSTODIAN OF RECORDS FOR Redmon Hearng & A/C Services 6922 Satsuma Drive Houston Texas 77041
OO	CUSTODIAN OF RECORDS FOR Cast Fireplaces Inc 10425 Tanner Rd Houston Texas 77041
PP	CUSTODIAN OF RECORDS FOR Marek Brothers Co. 3701 Piney Woods Dr. Houston Texas 77018
QQ	CUSTODIAN OF RECORDS FOR Sifuentes Enterprises 2617 Bertrand St Houston Texas 77093
RR	LUZ RAZO 9626 Concord Lane Houston Texas 77064
TT	MANUEL GARCIA
UU	CUSTODIAN OF RECORDS FOR Ranger Insulation 6100-D Brittmoore Rd Houston Texas 77041
VV	Alberto Estrada 13018 Foxboro Dr Houston Texas 77065
WW	JESUS HUMPREY- c/o Allstate. Inside Adjuster
XX	AMBER ADAMS- c/o Allstate

3 DOCUMENTS

Discoverable documents are in the possession of Mr. Allen. Copies of all documents pertaining to Mr. and Ms. Claim have been previously provided to Allstate prior to the transfer to Federal Court. The documents include copies of the policies, loss reports, notices of losses, email transmissions, notices of claim, 60 day notice of claim, repair records including invoices, estimates, purchase orders, checks receipts. Upon request additional copies will be provided. Email correspondence between Mr. Allen and counsel have not been provided. They are numerous and all occur after the decision was made to file suit.

4. DAMAGES

Mr. and Ms. Allen seek damages in the amount of \$96,000.00. Their claim is a supplemental claim. The initial claim was settled for \$154,000. Mr. and Ms. Allen will offer proof of damages in excess of \$300,000.00; however the policy limits are only \$250,000.00.

5. INSURANCE

To the best of Mr. and Ms. Allen's knowledge, other than the Allstate NFIP insurance policy made the basis of this law suit there are no other policies of insurance which cover Mr. and Ms. Allen's flood claim.

RESPECTFULLY SUBMITTED

PATTERSON, BOYD & LOWERY, P.C.

BY: /s/ WILLIAM C. BOYD

WILLIAM C. BOYD

T/B/A 02779000

Fed. Bar # 12281

Email: wboyd@pattersonboyd.com

S. SCOTT BOYD

T/B/A 24026909

Fed. Bar # _____

Email: ssboyd@pattersonboyd.com

2101 Louisiana St.

Houston, Texas 77002

Phone: 713-222-0351

Fax: 713-759-0642

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I, William C. Boyd, certify a true copy of the foregoing Amended Petition was forwarded to ALL counsel for Defendants by fax/email at the addresses and numbers stated in Paragraph I above on this 22ND day of May, 2018.

/s/ WILLIAM C. BOYD

WILLIAM C. BOYD